DEPARTMENT OF THE ARMY
UNITED STATES ARMY GARRISON BAUMHOLDER
UNIT 23746
APO AE 09034-0003

REPLY TO
ATTENTION OF

IMBM-ZA

18. DEZ. 2012

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Policy Letter 1-5, Commander's Policy on Sexual Assault

1. Reference. AR 600-20, Army Command Policy, dated 18 March 2008 (RAR 005 dated 20 September 2012.)

2. Purpose. To establish the USAG Baumholder Commander's policy on Sexual Assault.

3. Applicability. This policy applies to all Military, Family Members and Civilians assigned to, attached to, or living in the USAG Baumholder community.

4. Policy.

   a. Sexual assault is a crime that will not be tolerated in the United States Army. It has a devastating and lasting impact on the victim and the unit as it tears at the moral fiber of our core values. We cannot tolerate actions that are counterproductive to our values and actions that degrade our unit's and community's readiness.

   b. I expect every Soldier in this community to treat every other person with the respect that they deserve and to live the Army values on and off duty. This community is committed to providing and maintaining a safe work and living environment so that we eliminate any and all incidents of sexual assault.

   c. DoD has defined sexual assault as intentional sexual contact, characterized by the use of force, physical threat or abuse of authority, or when the victim does not or cannot consent. Sexual assault includes rape, nonconsensual sodomy, indecent assault or attempts to commit any of these acts.

   d. Allegations of sexual assault will be investigated promptly, impartially and will be resolved expeditiously. We will provide a safe and healthy environment for every Soldier in this garrison. Victims will be supported. Offenders will be held accountable by taking all appropriate administrative and judicial actions based on the facts and circumstances of each case.

   e. Victims will be helped, protected and have the following rights:

   The right to be treated with fairness and respect for their dignity and privacy.
   The right to immediate medical care and treatment.
   The right to be reasonably protected from the accused offender..

The right to be notified of court proceedings.
The right to be present at all public court proceedings related to the offense.
The right to talk to an attorney for the Government in the case.
The right to restitution, if appropriate.
The right to information about the conviction, sentencing, imprisonment, and release of offender from custody.

f. Victims of sexually based offenses have two reporting options:

(1) Restricted: Allows the victim to receive confidential services without an investigation. To start a restricted report, victims can contact the Victim Advocate, the Chaplain, Social Work Service or a medical provider. This option is not available to civilians or victims under the age of 18.

(2) Unrestricted: Allows the victim to receive confidential services while also starting an investigation.

5. Responsibilities.

a. Commanders, supervisors and leaders:

(1) will use training, education, and awareness to maintain an environment free of sexual assault; promote the sensitive handling of victims of sexual assault; offer victim assistance and counseling; hold those who commit sexual assault offenses accountable; provide confidential avenues for reporting and reinforce a commitment to Army values.

(2) will conduct Sexual Harassment/Assault Response and Prevention (SHARP) training annually.

(3) will ensure all incidents of sexual assault are handled immediately, professionally and IAW the Sexual Assault guidelines.

b. All personnel are expected to do their part to eliminate Sexual Assault in this community.

6. The Sexual Assault Hotline number is 0162-270-8339 and is answered 24 hours a day. Any questions or concerns regarding this policy should be directed to the unit's SHARP representatives or the Sexual Assault Response Coordinator (SARC) at DSN 485-8188.

MICHAEL D. SULLIVAN
LTC, AR
Commanding

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